

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION

OSCAR SMITH

Plaintiff

v.

BILL LEE, in his official capacity as  
Governor of the State of Tennessee

HERBERT SLATERY, in his official capacity)  
as the Attorney General of the  
State of Tennessee

LISA HELTON, in her official capacity  
as the Interim Commissioner of the  
Tennessee Department of Correction,

TONY MAYS, in his official capacity as  
Warden, Riverbend Maximum Security  
Institution,

Defendants.

**CAPITAL CASE**

No. 3:22-cv-00280

**EXECUTION SCHEDULED:**

**APRIL 21, 2022**

**NOTICE OF CLARIFICATION AS TO TRO EXHIBITS**

The documents labeled in CM-ECF as exhibits to Docket Number 1—the Complaint—are instead exhibits to the Emergency Motion and Memorandum in Support of Temporary Restraining Order, Docket Number 3 (“TRO”). The Complaint was filed at the same time as the TRO and the TRO exhibits. As a result, the CM-ECF system wrongly assigned the exhibits to the Complaint rather than to the TRO as Mr. Smith intended.

Respectfully submitted,

AMY D. HARWELL, BPR #18691  
Asst. Chief, Capital Habeas Unit

KATHERINE M. DIX, BPR #22778  
Asst. Federal Public Defender

FEDERAL PUBLIC DEFENDER  
FOR THE MIDDLE DISTRICT OF  
TENNESSEE

810 Broadway, Suite 200  
Nashville, TN 37203  
Phone: (615) 736-5047  
Fax: (615) 736-5265

BY: /s/ Amy D. Harwell  
Counsel for Oscar Smith

### **CERTIFICATE OF SERVICE**

I hereby certify that a true and correct cpy of the foregoing document was sent to the following via the automated EMCF filing on this the 19<sup>th</sup> day of April, 2022 to Scott C. Sutherland, Deputy Attorney General; Michael Stahl, Senior Assistant Attorney General; Miranda Jones, Assistant Attorney General P.O. Box 20207, Nashville, Tennessee 37202.

By: /s/ Amy D. Harwell  
Counsel for Oscar Smith